



# EXPEDITED RULE MAKING

**CR-105 (June 2004)**  
(Implements RCW 34.05.353)  
**EXPEDITED RULE MAKING ONLY**

**Agency:** Department of Health

**Title of rule and other identifying information:** (Describe Subject)

Chapter 246-75 WAC repealing rules defining a sixty-day supply of medical marijuana for qualifying patients.

### NOTICE

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

Name: Kris Reichl  
Agency: Department of Health  
Address: PO Box 47850  
Olympia, WA. 98504-7850

**AND RECEIVED BY** (Date) 1/2/2012

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

RCW 69.51A.080 required the Department of Health (department) to adopt rules defining a sixty-day supply of medical marijuana for qualifying patients. Engrossed Second Substitute Senate Bill 5073 (chapter 181, Laws of 2011) added the department's definition of a sixty-day supply to the law and removed the department's authority to establish rules. This rule making repeals chapter 246-75 WAC defining a sixty-day supply for qualifying patients.

**Reasons supporting proposal:**

The proposed rule making qualifies for the expedited rule making process and will repeal chapter 246-75 WAC because the statute on which the rule is based has been repealed.

**Statutory authority for adoption:** Chapter 43.70 RCW

**Statute being implemented:** ESSB5073 (chapter 181, Laws of 2011)

**Is rule necessary because of a:**

Federal Law?  Yes  No  
Federal Court Decision?  Yes  No  
State Court Decision?  Yes  No

If yes, CITATION:

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: November 01, 2011**

**TIME: 3:30 PM**

**WSR 11-22-088**

**DATE** 11/01/2011

**NAME** (TYPE OR PRINT)

Mary C. Selecky

**SIGNATURE**

**TITLE**

Secretary

**Name of proponent:** (person or organization) Department of Health

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting.....	Kris Reichl	310 Isreal Rd Olympia, WA 98504	(360) 236-4985
Implementation....	Blake Maresh	310 Isreal Rd Olympia, WA 98504	(360) 236-4760
Enforcement.....	Blake Maresh	310 Isreal Rd Olympia, WA 98504	(360) 236-4760

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-75-010                      Medical marijuana.